

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

RICHARD M. CHAMBERS,

Plaintiff,

vs.

JO ANNE B. BARNHART,
Commissioner of Social Security,

Defendant

Civil No. C06-310-MJP


~~PROPOSED~~ ORDER FOR REMAND

Based on the stipulation of the parties, it is hereby ORDERED that the above-captioned case be reversed and remanded for de novo administrative proceedings, including the following: the administrative law judge (ALJ) will re-evaluate the medical source evidence, particularly the opinions of Drs. Okey, Litsky, Cove, and the State disability medical consultants; re-evaluate Plaintiff's subjective complaints; ensure that all lay witness testimony and statements are fully evaluated and specific reasons are given for discounting such testimony; further evaluate Plaintiff's mental impairments in accordance with the special technique described in 20 C.F.R. §§ 404.1520a, 416.920a, and document application of the technique in the decision by providing

specific findings and appropriate rationale for each of the functional areas described in 20 C.F.R. §§ 404.1520a(c), 416.920a(c); further evaluate Plaintiff's residual functional capacity and provide appropriate rationale with specific references to evidence of record in support of the assessed limitations; and, if warranted by the expanded record, obtain supplemental vocational expert testimony.

This remand is pursuant to sentence four of 42 U.S.C. § 405(g). Upon proper presentation, this Court will consider Plaintiff's application for costs and attorney's fees under 28 U.S.C. § 2412(d) and 42 U.S.C. § 406(b).

DATED this 21st day of August 2006.


Marsha J. Pechman
United States District Judge

Recommended for Entry
this 18th day of August, 2006.

s/ Mary Alice Theiler
United States Magistrate Judge

Presented by:

s/ Thomas M. Elsberry
THOMAS M. ELSBERRY WSB # 26456
Special Assistant U.S. Attorney
Attorney for Defendant
701 Fifth Ave, Ste 2900, M/S 901
Phone: 206-615-2112
Fax: 206-615-2531
thomas.elsberry@ssa.gov